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orn PTO-1449 Substitute

U.S. Department of Commerce Patent and Trademark Office

## INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)

Application Number	10/037,415			
Filing Date	January 4, 2002			
First Named Inventor	David Baltimore 1636			
Art Unit				
Examiner Name	C. Hibbert			
A AAAAAA Daada A Ni	75723-			
Attorney Docket No.	ZB/JPW/GJG/CS			

		227, 6147, 6667, 61				
		NON PATENT LITERATURE DOCUMENTS				
Examiner Initials	r Cite No. Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), pul and/or country where published.					
	1	Principal Brief For Defendant-Appellant Eli Lilly And Company On Rehearing En Banc, filed November 9, 2009 in the concurrent litigation captioned ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company, U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248;				
	2	Brief For Abbott Laboratories As Amicus Curiae In Support Of Defendant-Appellant, filed November 19, 2009 in the concurrent litigation captioned ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company, U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248;				
	3	Brief Of Amicus Curiae The American Intellectual Property Law Association In Support Of Appellant On Rehearing En Banc, filed November 19, 2009 in the concurrent litigation captioned ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company, U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248;				
	4	Brief Of Amicus Curiae Amgen Inc. In Support Of Affirmance Of Judgment, filed November 19, 2009 in the concurrent litigation captioned ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company, U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248;				
	5	Brief Of Amicus Curiae Professor Christopher A. Cotropia In Support Of Eli Lilly's Answers To The En Banc Questions, filed November 18, 2009 in the concurrent litigation captioned ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company, U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248;				

EXAMINER SIGNATURE

DATE CONSIDERED

\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609: Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. 'Applicant's unique citation designation number (optional). 'Applicant is to place a checkmark here if English language Translation is attached.

Applicants: David Baltimore, et al.

Serial No.: 10/037,415 Filed: January 4, 2002

Exhibit A

Form D	ro	1449 Substitute U.S. Department of Commerce	I	110/027 415			
L'OZ III L	10-		Filing Date	10/037,415 January 4, 200			
		r atent and Frademark Office	First Named Inventor	David Baltimor			
INFOR	MAT	TION DISCLOSURE STATEMENT	Art Unit	1636			
		sheets if necessary)	Examiner Name	C. Hibbert			
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		NON PATENT LITERATURE DOC	CUMENTS				
Examiner Initials*	Cite No. <sup>1</sup>		age(s), volume-issue nu	riate), title of the item mber(s), publisher, city			
	6	Brief Of Amicus Curiae Federal Circuit Bar Association In Support Of Appellant, filed November 19, 2009 in the concurrent litigation captioned ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company, U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248;					
	7	Brief Of Amicus Curiae GlaxoSmithKline In Support Of Eli Lilly & Company, filed November 19, 2009 in the concurrent litigation captioned ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company, U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248;					
	Ω	Brief Of Hynix Semiconductor Inc. A. Co., Ltd. As Amici Curiae In Support Respondent And Reversal, filed November Concurrent litigation captioned ARI et al. v. Eli Lilly and Company, U. the Federal Circuit, Docket No. 2008	t Of Defendar mber 19, 2009 <i>AD Pharmaceut</i> S. Court of <i>P</i>	t-Appellant- in the			
•	9	Brief Of Amicus Curiae Intellectual Association On En Banc Rehearing In Company, filed November 11, 2009 in litigation captioned ARIAD Pharmace Eli Lilly and Company, U.S. Court of Circuit, Docket No. 2008-1248;	Support Of E the concurre uticals, Inc.	li Lilly And			
-	10	Brief Of Amicus Curiae Oskar Liivak Appellant, filed November 18, 2009 of litigation captioned ARIAD Pharmace Eli Lilly and Company, U.S. Court of Circuit, Docket No. 2008-1248;	in the concur uticals. Inc.	rent			
	11	Brief Of Amicus Curiae Medtronic Inc Lilly & Company, filed November 16, litigation captioned ARIAD Pharmace Eli Lilly and Company, U.S. Court of Circuit, Docket No. 2008-1248;	2009 in the sticals, Inc.	concurrent , et al. v.			

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DATE CONSIDERED

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Form P	ГО-	1449 Substitute	U.S. Department of Com	merce	Application Number	10/037,415		
			Patent and Trademark O		Filing Date	January 4, 2	00	
			_		First Named Inventor	David Baltim		
INFORI	MAT	TION DISCLOSU	RE STATEMENT		Art Unit	1636		
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					Attorney Docket No.	75723-		
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·—·		<b>*</b>	NON PATENT LITERATUR					
Examiner Initials	Cite No.1							
	12	Brief Of Amicus Curiae Microsoft Corporation In Support Of Defendant-Appellant Eli Lilly & Company On Rehearing En Banc, filed November 19, 2009 in the concurrent litigation captioned ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company, U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248;						
	13	Brief Of Amicus Curiae Monsanto Company In Support Of Eli Lilly & Company And Affirmance, filed November 19, 2009 in the concurrent litigation captioned ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company, U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248;						
·	14	Of Defendant- 2009 in the o <i>Pharmaceutica</i>	cus Curiae Public F -Appellant Eli Lill concurrent litigati als, Inc., et al. v eals for the Federa	y & Con control El	Co., filed No aptioned <i>ARIA</i> i Lilly and (	ovember 19, AD Company, U.S.		
	15	Brief Of Amicus Curiae Realnetworks, Inc. In Support Of Eli Lilly & Company, filed November 18, 2009 in the concurrent litigation captioned ARIAD Pharmaceuticals, Inc., et al. v. Eli Lilly and Company, U.S. Court of Appeals for the Federal Circuit, Docket No. 2008-1248;						
	16	the concurren Inc., et al.	United States As ort Of Respondent, at litigation caption of the control of the c	filed oned ompai	d November 19 <i>ARIAD Pharma</i> 17. U.S. Cour	, 2009 in ceuticals,		
	17	Support Of De November 19, A <i>RIAD Pharmac</i>	ington Legal Found fendant-Appellant 2 2009 in the concur- ceuticals, Inc., et Court of Appeals 2 08-1248.	Suppo rent <i>al</i> .	orting Revers litigation c v. Eli Lilly	al, filed aptioned		
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